

# **Exhibit D**



CAUSE NO. 18-DCV-256270

AARON and JULIA TUCCI,

Plaintiffs,

v.  
OUTDOOR HOMESCAPES OF  
HOUSTON LLC and WAYNE FRANKS,  
Individually,

Defendants.

IN THE DISTRICT COURT OF

FORT BEND COUNTY, TEXAS

434<sup>th</sup> JUDICIAL DISTRICT

---

**ORDER GRANTING PLAINTIFFS' MOTION FOR DEFAULT JUDGMENT**

---

ON THIS DAY, came on to be heard/considered, Plaintiffs Aaron and Julia Tucci's Motion for Default Judgment (the "Motion") against Defendants Outdoor Homescapes of Houston LLC and Wayne Franks, individually. After considering the Motion and the arguments of counsel, if any, this Court is of the opinion that the Motion should in all things be GRANTED. It is therefore,

**ORDERED** that Plaintiffs Aaron and Julia Tucci recover from Defendants Outdoor Homescapes of Houston LLC and Wayne Franks actual damages in the amount of totaling thirty-four thousand six hundred thirty-six dollars and fifty-seven cents (\$34,636.57). It is further,

**ORDERED** that Plaintiffs Aaron and Julia Tucci recover from Defendants Outdoor Homescapes of Houston LLC and Wayne Franks exemplary damages in the amount of sixty-nine thousand two hundred seventy-three dollars and fourteen cents (\$69,273.14). It is further,

**ORDERED** that Plaintiffs Aaron and Julia Tucci recover from Defendants Outdoor Homescapes of Houston LLC and Wayne Franks pre and post-judgment interest at the rate of five percent (5%) compounded annually beginning on September 29, 2017. It is further,

**ORDERED** that Plaintiffs Aaron and Julia Tucci recover from Defendants Outdoor Homescapes of Houston LLC and Wayne Franks costs in the amount of six hundred ninety-two

dollars (\$692.00). It is further,

**ORDERED** that Plaintiffs Aaron and Julia Tucci recover from Defendants Outdoor Homescapes of Houston LLC and Wayne Franks attorneys' fees in the amount of twelve thousand seven hundred fifty dollars and twenty-three cents (\$12,750.23).

SIGNED THIS 19 DAY OF Feb, 2019.

  
HON. JUDGE PRESIDING